



**PATENT**

Attorney Docket No. A-67279-8

Dorsey File No. 469443-00063

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

*In re* application of:

HORWITZ

Serial No.: 10/650,157

Filing Date: August 27, 2003

For: *Use of Cytokines and Mitogens to  
Inhibit Pathological Immune  
Responses*

Examiner: Susan D. Coe

Art Unit: 1654

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with sufficient postage with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450 on :

Date: May 17, 2005

Signed: Careyna Fujimoto  
Careyna Fujimoto

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop RCE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO/SB/08A-B. In accordance with 1287 Off. Gaz. Pat. Office 163, October 19, 2004, no copies of U.S. patents and U.S. published applications are enclosed. Copies of all other references are enclosed.

Nothing herein shall constitute an admission concerning the contents of any of the cited references, nor shall the inclusion of a reference herein be considered an admission that the reference constitutes prior art against the invention claimed in the above-identified application.

USSN: 10/650,157  
Filing Date: August 27, 2003

Submission of the present document shall not be construed as an admission that a search has been made or that better art does not exist.

As far as is known to the undersigned, this Information Disclosure Statement is being filed within three months of the filing date of a national application, within three months of the date of entry of the national state in an international application, or before the mailing date of a first Office Action on the merits as set forth in 37 C.F.R. § 1.97(b), and therefore no fee is required.

While no further fee is believed to be due, if this belief is in error, the Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2319 (File No. 469443-00063; Docket No. A-67279-8).

Please direct any calls in connection with this application to the undersigned at (415) 781-1989.

Respectfully submitted,  
DORSEY & WHITNEY LLP

Dated: May 17, 2005  
Dorsey & Whitney LLP  
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Attachments:  
Form PTO/SB/08A-B, Substitute for Form PTO-1449  
4 References

Substitute for form 1449A/PTO (Modified)  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		<div style="border: 1px solid black; border-radius: 50%; padding: 10px; display: inline-block;">             OIPE MAY 19 2005 U.S. PATENT AND TRADEMARK OFFICE           </div>		<b>Complete if Known</b>	
		Application Number		10/650,157	
		Filing Date		August 27, 2003	
		First Named Inventor		David A. Horwitz	
		Art Unit		1654	
		Examiner Name		Coe, Susan D.	
		Attorney Docket Number		A-67279-8	
Sheet	1	of	1		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.	U.S. Patent Document Number-Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	US 2003/0039650 A1	02-27-2003	Gruenberg	
	A2				
	A3				

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.	Foreign Patent Document Country Code* Number* Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	B1	WO 00/00587 A1	01-06-2000	Kaltoft et al.		
	B2	JP 2000212200	08-02-2000	Hitachi Chem Co Ltd		
	B3	JP 11127851	05-18-1999	Kanegafuchi Chem Ind Co Ltd		
	B4	JP 10295368	11-10-1998	Hitachi Chem Co Ltd		
	B5					
	B6					

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	C1		
	C2		

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English Language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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